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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE: BEXTRA AND CELEBREX
MARKETING SALES PRACTICES AND
PRODUCT LIABILITY LITIGATION

MDL NO. 1699
District Judge: Charles R. Breyer

This Document Relates to:

Alan Beach, et al., v. Pfizer Inc., et al.
(Case No. 05-3805 CRB)

STIPULATION AND ORDER OF
DISMISSAL OF PLAINTIFFS
WITHOUT PREJUDICE

Come now Plaintiffs, Alan and Clementina Beach, and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of these actions without prejudice, with each side bearing its own attorneys' fees and costs.

If any of these Plaintiffs re-file any action involving Bextra and/or Celebrex, they must do so in a United States District Court and shall not oppose transfer of the actions to this MDL.

DATED: 9/23, 2009

By:

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1 DATED: 09/23, 2009 By: /s/ Loren Brown

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10 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,
11 IT IS SO ORDERED.**

12 Dated: September 24, 2009



13 Hon. Charles R. Breyer
14 United States District Court
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